

APR 18 2006

NOT FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

TIMOTEO MARTINEZ HERNANDEZ;
et al.,

Petitioners,

v.

ALBERTO R. GONZALES, Attorney
General,

Respondent.

No. 04-72792

Agency Nos. A95-196-320
A95-196-321

MEMORANDUM*

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted April 13, 2006**

Before: SILVERMAN, McKEOWN, and PAEZ, Circuit Judges.

Timoteo Martinez Hernandez and his wife Felipa Hernandez Bautista,
natives and citizens of Mexico, petition pro se for review of the Board of

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Immigration Appeals' summary affirmance without opinion of an immigration judge's denial of their applications for cancellation of removal. Our jurisdiction is governed by 8 U.S.C. § 1252. We lack jurisdiction to review the agency's discretionary determination that petitioners failed to demonstrate the requisite exceptional and extremely unusual hardship. *See Martinez-Rosas v. Gonzales*, 424 F.3d 926, 930 (9th Cir. 2005). Accordingly, we dismiss the petition for review.

PETITION FOR REVIEW DISMISSED.